

**NOTICE OF PROPOSED ACTION  
ADOPTION OF EMERGENCY REGULATIONS**

**California Code of Regulations  
Title 15, Crime Prevention and Corrections  
Department of Corrections and Rehabilitation  
Corrections Standards Authority**

**NOTICE IS HEREBY GIVEN** that the Secretary of the California Department of Corrections and Rehabilitation (CDCR), pursuant to the authority granted by Welfare and Institutions Code Section 1975 and the rulemaking authority granted by Penal Code Section 5058.3, in order to implement, interpret and make specific Welfare and Institutions Code Sections 1970 through 1976, proposes to adopt Sections 1800 through 1892 of Title 15, California Code of Regulations, Division 1, Chapter 1 Subchapter 7 concerning local youthful offender rehabilitative facilities construction funding.

**PUBLIC HEARINGS:**

<b>Date and Time:</b>	April 3, 2009 1:00 p.m.	March 24, 2009 1:00 p.m.
<b>Place:</b>	Corrections Standards Authority 660 Conference Room 660 Bercut Drive Sacramento CA 95811	Los Angeles County Probation Department Executive Conference Room 9150 East Imperial Highway Downey, CA 90242
<b>Purpose:</b>	To receive comments about this action.	To receive comments about this action.

**PUBLIC COMMENT PERIOD:**

The public comment period will **begin on February 13, 2009** and will **close on March 30, 2009 at 5:00 p.m.** Any person may submit public comments in writing (by mail, fax or by e-mail) regarding the proposed changes. To be considered by the Corrections Standards Authority (CSA), comments must be submitted to the CSA, County Facilities Construction Division, 600 Bercut Drive, Sacramento, CA 95811; by fax at (916) 327-3317; or by e-mail at [juvenilefacilityconstruction@cdcr.ca.gov](mailto:juvenilefacilityconstruction@cdcr.ca.gov) before the close of the comment period.

**CONTACT PERSON:**

Please direct any inquires regarding this action to:

**Charlene Aboytes, Field Representative**  
**Corrections Standards Authority**  
**Department of Corrections and Rehabilitation**  
**600 Bercut Drive, Sacramento, CA 95811**  
**Voice: (916) 324-1914**  
**E-Mail: [Charlene.aboytes@cdcr.ca.gov](mailto:Charlene.aboytes@cdcr.ca.gov)**

In the event that the contact person is unavailable, inquiries should be directed to the following back-up person:

**Melinda Ciarabellini, Field Representative**  
**Corrections Standards Authority**  
**Department of Corrections and Rehabilitation**  
**600 Bercut Drive, Sacramento, CA 95811**  
**Voice: (916) 445-9435**  
**E-Mail: [Melinda.ciarabellini@cdcr.ca.gov](mailto:Melinda.ciarabellini@cdcr.ca.gov)**

**LOCAL MANDATES:**

This action imposes no mandates on local agencies or school districts, or a mandate which requires reimbursement pursuant to Government Code Sections 17500 - 17630.

**FISCAL IMPACT STATEMENT:**

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|---|---|
| · Cost or savings to any state agency                               | None. The Corrections Standards Authority did not receive funds for additional staff to implement these regulations.  |
| · Other nondiscretionary cost or savings imposed on local agencies: | None. To be eligible for this voluntary funding program, counties must provide matching funds of 25% of total eligible project costs. This will vary depending on the total funds that a county requests. |
| · Cost or savings in federal funding to the state:                  | None  |

**EFFECT ON HOUSING COSTS:**

The CSA has made an initial determination that the proposed action will have no significant effect on housing costs.

**COST IMPACTS ON REPRESENTATIVE PRIVATE PERSONS OR BUSINESSES:**

The CSA is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

**SIGNIFICANT STATEWIDE ADVERSE ECONOMIC IMPACT ON BUSINESS:**

The CSA has initially determined that the proposed regulations will not have a significant statewide adverse economic impact directly affecting businesses, including the ability of California businesses to compete with businesses in other states.

**EFFECT ON SMALL BUSINESSES:**

The CSA has determined that the proposed regulations will indirectly positively affect small businesses. Among other provisions, the Senate Bill (SB) 81 Local Youthful Offender Rehabilitative Facility Construction Grants provide \$100 million to counties for the construction, renovation or expansion of local youthful offender rehabilitative facilities. This will mean more construction and custody related jobs in the communities where this construction takes place.

**ASSESSMENTS OF EFFECTS ON JOB AND/OR BUSINESS CREATION, ELIMINATION OR EXPANSION:**

The CSA has determined that the proposed regulations will indirectly positively affect jobs in California. Among other provisions, the SB 81 Local Youthful Offender Rehabilitative Facility Construction Grants provide \$100 million to counties for the construction, renovation or expansion of local youthful offender rehabilitative facilities. This will mean more construction related jobs in the communities where this construction takes place.

**CONSIDERATION OF ALTERNATIVES:**

The CSA must determine that no reasonable alternative considered by the CSA, or that has otherwise been identified and brought to the attention of the CSA, would be more effective in carrying out the purpose for which the action is proposed, or would be as effective and less burdensome to affected private persons, than the proposed regulatory action. Interested persons are accordingly invited to present statements or arguments with respect to any

alternatives to the changes proposed at the scheduled hearing or during the written comment period.

**AVAILABILITY OF PROPOSED TEXT AND INITIAL STATEMENT OF REASONS:**

The CSA has prepared, and will make available, the text and the Initial Statement of Reasons (ISOR) of the proposed regulations. The rulemaking file for this regulatory action, which contains those items and all information on which the proposal is based (i.e., rulemaking file) is available to the public upon request directed to the Authority's contact person. The proposed text, ISOR and the Notice of Proposed Action will also be made available on the CSA's website at [http://www.cdcr.ca.gov/Divisions\\_Boards/CSA/CFC/Index.html](http://www.cdcr.ca.gov/Divisions_Boards/CSA/CFC/Index.html) .

**AVAILABILITY OF THE FINAL STATEMENT OF REASONS:**

Following its preparation, a copy of the Final Statement of Reasons may be obtained from the CSA's contact person.

**AVAILABILITY OF CHANGES TO PROPOSED TEXT:**

After considering all timely and relevant comments received, the CSA may adopt the proposed regulations substantially as described in this Notice. If the CSA makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the CSA adopts the regulations as revised. Requests for copies of any modified regulation text should be directed to the contact person indicated in this Notice. The CSA will accept written comments on the modified regulations for 15 days after the date on which they are made available.

**INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW:**

**Summary of Existing Laws:**

In August 2007, Senate Bill 81, Local Youthful Offender Rehabilitative Facility Construction Grants became law (as authorized by certain provisions of SB 81, Chapter 175, Statutes of 2007). Those requirements are now reflected in new sections of the Welfare and Institutions Code. These sections (1970 through 1976) outline the CSA's responsibilities to administer local youthful offender rehabilitative facility construction funding. Specifically, Section 1975 requires the CSA to adopt regulations for the approval or disapproval of local youthful offender rehabilitative facilities.

Penal Code Section 5058.3 authorizes the Director to adopt, amend or repeal emergency regulations conducted pursuant to Government Code Section 11340.

**Summary of Existing Regulations:**

There are no standards that address the CSA's responsibilities in SB 81, Chapter 175, Statutes of 2007. Previously, the Board of Corrections<sup>1</sup> administered the County Jail Capital Expenditure Bond Acts of 1981 and 1984, the County Correctional Facility Capital Expenditure Bond Act of 1986, the County Correctional Facility Capital Expenditure and Youth Facility Bond Act of 1988 and federal dollars from the Violent Offender Incarceration and Truth-in Sentencing Incentive Grant Program. Regulations in effect at that time were located in Title 15, California Code of Regulations, Division 1, Chapter 1, Subchapter 2. There are no comparable federal regulations or statutes.

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<sup>1</sup> As a result of the reorganization of California's correctional system in 2005, the Board of Corrections was renamed the Corrections Standards Authority.

## ARTICLE 1. GENERAL PROVISIONS

**Section 1800, Purpose.** The intent of this new regulation is to describe the scope of the new regulations in Title 15, California Code of Regulations, Division 1, Chapter 1, Subchapter 7.

**Section 1806, Definitions.** This new regulation defines terms used throughout the following regulations.

The following definitions are provided and are used in an abbreviated form in these regulations.

- "Authority" for Corrections Standards Authority (an entity within the California Department of Corrections and Rehabilitation); the state agency responsible for administering the 2007 Youthful Offender Rehabilitative Facilities Construction Funding Program in conjunction with the California Department of Corrections and Rehabilitation and the State Public Works Board.
- "Board" for State Public Works Board; an entity within the California Department of Finance responsible for financing the construction through the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program with lease-revenue bonds.
- "CCR" for the California Code of Regulations wherein these Title 15 regulations will reside.
- "CDCR" for the California Department of Corrections and Rehabilitation; the state agency responsible for California's corrections system.
- "EIR" for environmental impact report; a required report as defined in the California Environmental Quality Act.

In 2007, language was added to the Welfare and Institutions Code (Chapter 1.5, Article 3, Sections 1970 through 1976) that set forth the requirements to finance the construction of local youthful offender rehabilitative facilities. The definition of "2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program" was provided to describe these regulations that implement and specify those statutes.

The definition of "Administrative work plan" was developed as a criterion by which county's proposals will be evaluated. This term is referenced in Sections 1830, Proposal and 1840, Proposal Evaluation Criteria.

The definition of "Applicant" as used throughout these new regulations was developed to describe those counties that are eligible for applying for funds under this funding program.

The definition of "Board of Supervisors' resolution" was provided to describe the document required from a County Board of Supervisors to demonstrate a county's commitment as referenced in these new regulations (Sections 1812 Eligibility Requirements and 1830, Proposal).

The definition of "Cash match" (also known as "hard match") was provided to describe the money that is required to be applied as the county's share of an award of funding and is referenced in Sections 1814, Matching Fund Requirements and 1847, Pre-funding Requirements.

The definition of "Conditionally award state bond funds" was added to describe the conditions by which counties must conform to in order to receive funding through this program. This phrase is referenced in Sections 1856, Disbursement of the Proceeds from the Lease-Revenue Bond Funds, 1868, Project Modifications and 1872, Unused Proceeds of Lease-Revenue Bonds.

The definition of "Construction documents" was provided to define what constitutes a construction document submittal. This term is referenced in Section 1849, Submittal of Architectural Drawings and Specifications.

The definition of "Construction management" was added to describe a term in Sections 1812, Eligibility Requirements and 1814, Matching Fund Requirements.

The definition of "County" was added to assure consistency and clarity throughout these regulations.

The definition of "Design capacity" is referenced in Section 1850, Staffing Plan/Operating Cost Analysis, and was added to provide a consistent means of calculating costs per bed and costs per square foot.

The definition of "Design development" was provided to define what constitutes a design development submittal. This term is referenced in Sections 1849, Submittal of Architectural Drawings and Specifications and 1850, Staffing Plan/Operating Cost Analysis.

The definition of "Detention alternatives" was developed as a criterion by which county's proposals will be evaluated. This term is referenced in Section 1840, Proposal Evaluation Criteria.

The definition of "Evaluation and rating process" was developed to describe the process of how each county's proposal will be evaluated. This phrase is referenced in Sections 1876, Purpose and 1888, Request for Corrections Standards Authority Appeal Hearing.

The definition of "Facility administrator" is referenced in Section 1850, Staffing Plan/Operating Cost Analysis and was provided to describe that individual who will be submitting the preliminary staffing plan and operating cost analysis to the Board of Supervisors for review and approval.

The definition of "Facility lease" was provided to describe a document referenced in Section 1854, Facility Sublease.

The definition of "Facility sublease" was provided to describe a document referenced in Section 1853, Right of Entry for Construction and Section 1854, Facility Sublease.

The definition of "Ground lease" was provided to describe a document referenced in Section 1852, Ground Lease and Section 1853, Right of Entry for Construction.

"Hard match" and "cash match" are used interchangeably. See cash match.

The definition of "In-kind match" (also known as "soft match") was provided to describe the cost of county paid personnel, land, or services that is required to be applied as the county's share of an award of funding and is referenced in these new regulations (Sections 1814, Matching Fund Requirements and 1847, Pre-funding Requirements).

The definition of "Large county" was provided to describe counties with a general population of greater than 700,000 and is based on provisional estimates by the Department of Finance for July 1, 2007. There is a set-aside amount within the total available funds for large, medium and small counties to assure that small, medium and large counties have the opportunity to compete for the funds equally.

The term "Lease-revenue bonds" (also known as state bond funds) is used throughout these new regulations and was provided to describe the funding source for local youthful offender rehabilitative facilities construction, expansion or renovation as authorized by Chapter 1.5, Article 3, Sections 1970 through 1976, Welfare and Institutions Code.

The term "Local juvenile facilities" is used throughout these new regulations and was provided to describe the types of county juvenile facilities that are eligible to receive funding as authorized by Chapter 1.5, Article 3, Sections 1970 through 1976, Welfare and Institutions Code.

Referenced in the new Sections 1812, Eligibility Requirements, 1814, Matching Fund Requirements, 1830, Proposal, 1847, Pre-funding Requirements and 1870, Audits, the term "Match" was provided to describe the local funds in the form of cash, property value, or management/administrative services contributed by a county for a state bond funded project pursuant to Welfare and Institutions Code Section 1976.

The definition of "Medium county" was provided to describe counties with a general population from 200,001 to 700,000 and is based on provisional estimates by the Department of Finance for July 1, 2007. There is a set-aside amount within the total available funds for medium, large and small counties to assure that small, medium and large counties have the opportunity to compete for the funds equally.

Referenced in the new Sections 1812, Eligibility Requirements, 1814, Matching Fund Requirements, 1830, Proposal and 1831 Needs Assessment Study, the term "Needs assessment study" was provided to describe the document that contains data that validates and justifies the scope of the construction/expansion/renovation project as required by Welfare and Institutions Code Section 1976.

The definition of "Net gain in beds" was added to describe the number of new beds being added to a county's juvenile detention system as a result of this funding program. This term is referenced in Section 1840, Proposal Evaluation Criteria.

Referenced in the new Section 1849, Submittal of Architectural Drawings and Specifications, the term "Operational program statement" was included to describe the document, submitted early in the design process, which explains how a county intends to operate a local youthful offender rehabilitative facility.

The term "Participating county" is used throughout these new regulations and was defined in Welfare and Institutions Code Section 1970. It was included in this section to provide clarity and consistency.

The term "Project" is used throughout these new regulations and was defined in this section to add clarity and consistency.

"Project delivery and construction agreement" is referenced in the new Sections 1847, Pre-funding Requirements, 1848, Requirements for the Project Delivery and Construction Agreement, 1856, Disbursement of the Proceeds from the Lease-revenue Bond Funds, 1867, Completion of Project and 1868, Project Modifications. This term is the title of a specific agreement between the participating county, State Public Works Board, CDCR and the Authority.

The term "Proposal" is used throughout these new regulations and was defined in this section to add clarity and consistency.

The term "Proposal evaluation criteria" is used in new Section 1840, Proposal Evaluation Criteria. This term was included in these regulations to describe how proposals will be rated and ranked.

The definition of "Rated capacity", as used in these new regulations as well as in the proposal form referenced in Section 1830, Proposal, was added to describe the number of detainees that can occupy beds that comply with specific regulations as determined by the Authority and to distinguish these beds from special use beds.

The definition of "Regional consortium of counties" was added to describe a two or more counties bound together by legal agreements to construct and operate a local youthful offender rehabilitative facility shared by the counties. This term is referenced in Section 1831, Needs Assessment Study.

The definition of "Schematic design" was provided to define what constitutes a schematic design submittal. This term is referenced in Section 1849, Submittal of Architectural Drawings and Specifications.

The definition of "Scope of work and project impact" was added to describe the conditions by which counties must conform to in order to receive funding through this program. This phrase is referenced in Section 1840, Proposal Evaluation Criteria.

The term "Site" is used throughout these new regulations and was defined in this section to add clarity and consistency.

The definition of "Small county" was provided to describe counties with a general population of fewer than 200,000 and is based on provisional estimates by the Department of Finance for July 1, 2007. There is a set-aside amount within the total available funds for small, medium and large counties to assure that small, medium and large counties have the opportunity to compete for the funds equally.

"Soft match" and "in-kind match" are used interchangeably. See in-kind match.

The definition of "Special use beds" as used in these new regulations as well as in the proposal form referenced in Section 1830, Proposal, was added to describe those beds that are not part of the rated capacity, but are included in the total number of beds. These are beds in medical, mental health or disciplinary rooms or units.

The term "Staffing plan" is used in the new Section 1850, Staffing Plan/Operating Cost Analysis and was added to describe the document that outlines the assessment and identification of staffing levels needed to operate the proposed project.

"State bond funds" and "lease-revenue bonds" are used interchangeably. See lease-revenue bonds.

The term "Youthful offender rehabilitative facilities" was added to describe the type of facilities to be constructed, expanded or renovated through the SB 81 Local Youthful Offender Rehabilitative Facilities Construction Funding Program.

## **ARTICLE 2. ELIGIBILITY REQUIREMENTS**

**Section 1812, Eligibility Requirements.** This new regulation was developed to explain how a county can be eligible to participate in the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program.

**Section 1814, Matching Fund Requirements.** This new regulation was developed to reflect new statutory language that requires counties to contribute matching funds totaling a minimum of 25 percent of the total eligible project cost.

### **ARTICLE 3. APPLICATION TO PARTICIPATE IN 2007 LOCAL YOUTHFUL OFFENDER REHABILITATIVE FACILITIES CONSTRUCTION FUNDING PROGRAM**

**Section 1830, Proposal.** Welfare and Institutions Code Sections 1970 through 1976 describes the financing of local youthful offender rehabilitative facilities through the 2007 Local Youthful Offender Rehabilitative Facilities Construction Program. The Authority is responsible for distributing these state funds and is using a competitive request for proposals process. This new regulation was developed to describe the requirements and elements that comprise the proposal for the 2007 Local Youthful Offender Rehabilitative Facilities Construction Program.

The proposal form, titled 2007 Local Youthful Offender Rehabilitative Facilities Construction Program Proposal and dated July 15, 2008, is attached to the Request for Proposals, Construction, Expansion or Renovation of Local Youthful Offender Rehabilitative Facilities. This twelve page form is incorporated by reference into these regulations because it would be impractical, cumbersome and unduly expensive to publish in the California Code of Regulations. Also, the proposal form is an interactive form to be completed by counties electronically, printed and submitted as the project proposal along with other required documents as attachments. The Request for Proposals is available through the Authority's website at [http://www.cdcr.ca.gov/Divisions\\_Boards/CSA/CFC/Index.html](http://www.cdcr.ca.gov/Divisions_Boards/CSA/CFC/Index.html). It is also available to the public upon request directly from the Authority's business office located in Sacramento, CA.

**Section 1831, Needs Assessment Study.** Welfare and Institutions Code Section 1975 requires that counties must have a justified and documented need for the proposed project to be funded by the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program. This new regulation was added to describe how counties would document their need to construct a new juvenile facility or add beds to an existing facility. This regulation requires that counties complete and submit a needs assessment study pursuant to Title 24, CCR, Part 1, Section 201(c)2 as part of the county's proposal.

**Section 1840, Proposal Evaluation Criteria.** Proposals submitted by counties will be evaluated to determine how they will be ranked for available funding. This new regulation was added to describe the criteria by which proposals will be evaluated.

**Section 1847, Pre-funding Requirements.** This new regulation describes the requirements to be fulfilled before a Project Delivery and Construction Agreement can be entered into between the participating county, State Public Works Board, CDCR and the Authority.

**Section 1848, Requirements for the Project Delivery and Construction Agreement.** This new regulation describes each of the required elements of the Project Delivery and Construction Agreement between the participating county, State Public Works Board, CDCR and the Authority.

**Section 1849, Submittal of Architectural Drawings and Specifications.** New statutory language requires the Authority to review and approve the plans and specifications of local youthful offender rehabilitative facilities considered for funding through the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program. This new regulation describes the requirements for that process.

**Section 1850, Staffing Plan/Operating Cost Analysis.** New statutory language requires that counties must, within ninety days of construction completion, staff and operate local youthful offender rehabilitative facilities built through the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program. This new regulation requires that counties develop a plan that describes how the new facility will be staffed and how its operation will be funded throughout the life of the facility.

**Section 1851, General County Requirements.** This new regulation describes a participating county's responsibilities as delineated in Welfare and Institutions Code Sections 1971 and 1974.

**Section 1852, Ground Lease.** This new regulation describes the transfer of the possession and control of the property upon which the local youthful offender rehabilitative facility will be constructed from the participating county to CDCR.

**Section 1853, Right of Entry for Construction.** This new regulation was added to describe the document that authorizes the participating county and their contractors to use the site that has been leased to CDCR via the above referenced ground lease.

**Section 1854, Facility Sublease.** As indicated in the new Section 1852, the property upon which the local youthful offender rehabilitative facility will be constructed will be leased to CDCR. This new regulation was added to describe the requirements to sublease the local youthful offender rehabilitative facility back to the participating county.

#### **ARTICLE 4. ADMINISTRATION OF THE PROCEEDS OF THE STATE BOND FUNDS AND PROJECT MONITORING**

**Section 1856, Disbursement of the Proceeds from the Lease-Revenue Bond Funds.** This new regulation describes how proceeds from the lease-revenue bonds will be disbursed.

**Section 1857, Pooled Money Investment Board.** This new regulation describes the interim financing provided by the Pooled Money Investment Board (pursuant to Government Code Sections 61312 and 61313) through the CDCR, to the participating county, for the local youthful offender rehabilitative facilities project until lease-revenue bonds are sold.

**Section 1860, Accounting.** This new regulation describes the accounting requirements that participating counties must adhere to if awarded state funds through the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program.

**Section 1866, Monitoring of Process.** This new regulation describes the project monitoring requirements of the Authority and the Board.

**Section 1867, Completion of Project.** This new regulation requires the county to construct the project in accordance with the agreements as approved by CDCR and the Board and plans and specifications as approved by the Board and the Authority.

**Section 1868, Project Modifications.** This new regulation describes the process that participating counties must follow if modifications are needed to their project.

**Section 1870, Audits.** This new regulation describes the audit requirements that participating counties must adhere to if awarded state funds through the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program.

**Section 1872, Unused Proceeds of Lease-Revenue Bonds.** This new regulation stipulates the process that occurs in the event a participating county does not use all the state funding that

was awarded to them through the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program.

## **ARTICLE 5. APPEAL PROCEDURES**

**Section 1876, Purpose.** The intent of this new regulation is to describe the scope of the regulations in Article 5. These are the regulations that counties would follow in the event they object to the proposal evaluation and rating process.

**Section 1878, Definitions.** This new regulation defines terms used throughout the following regulations.

The definition of "Appeal hearing" was provided to describe the administrative process that provides a participating county the formal means by which to object to the proposal evaluation and rating process.

The definition of "Appellant" was included to describe the participating county that has an objection to the proposal evaluation and rating process.

The term "Authority" was included for Corrections Standards Authority (an entity within the California Department of Corrections and Rehabilitation); the state agency responsible for administering the 2007 Local Youthful Offender Rehabilitative Facilities Construction Funding Program in conjunction with the California Department of Corrections and Rehabilitation and the State Public Works Board.

The definition of "Authorized representative" was included to describe that person authorized by the appellant to act as his/her representative in any or all aspects of the appeal hearing.

The definition of "Executive Director" was provided as a reference to the Executive Director of the Corrections Standards Authority.

The definition of "Filing date" was included to describe the date a request for an appeal hearing is received by the Executive Director's office at the Corrections Standards Authority.

The definition of "Hearing panel" was included to describe the panel of three members of the Authority, selected by the chairperson at the time the appeal is filed. (A fourth member may be designated as an alternate.) This regulation also specifies that panel members must adhere to explicit conflict of interest requirements.

The definition of "Notice of decision" was included to describe the Executive Director's written document that contains the formal decision of the Authority and the reason for that decision.

The definition of "Proposed decision" was included to describe the written recommendation from the hearing panel/hearing officer to the Authority that contains a summary of facts and a recommended decision on the appeal.

The definition of "Request for appeal hearing" was included to describe the written expression of dissatisfaction about the proposal evaluation and rating process; the request for a hearing on the matter; and its filing with the Executive Director of the Authority.

**Section 1888, Request for Corrections Standards Authority Appeal Hearing.** This new regulation describes the process of how a participating county can request an appeal hearing regarding their dissatisfaction about the proposal evaluation and rating process.

**Section 1890, Corrections Standards Authority's Hearing Procedures.** This new regulation describes the Authority's formal hearing procedures in an appeal.

**Section 1892, Corrections Standards Authority's Decision.** This new regulation describes the Authority's process of receiving the hearing panel's appeal recommendation, adopting or amending the recommendation, the notification to the participating county regarding the decision and retaining the records of the decision.